

REMARKS/ARGUMENTS

This application has been reviewed in light of the non-final Office Action mailed on December 23, 2009. Claims 13-25 are pending in the application, of which Claims 13, 18, and 21 are in independent form. By the present amendment, Claims 1-12 have been cancelled. Claims 13-25 are newly added. New claims 13-25 present no new mater.

Claims 1 and 9 were objected to by the Examiner for having the word “which.” Claims 2, 3, 10, and 11 were rejected under 35 U.S.C. §112, second paragraph, as allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which applicants regard as the invention. Claims 1, 2, 4, 5, 9, 10, and 12 were rejected under 35 U.S.C. §103(a) as being unpatentable over Hwang et al. (U.S. Application No. 2002/0077141) in view of Lieshout et al. (U.S. Application No. 2002/0094833). The Office Action does not have any rejections under Sections 102 and 103 with respect to dependent Claims 3 and 11. The Examiner rejected Claims 3 and 11 under 35 U.S.C. §112, second paragraph. Claims 1-12 have been cancelled herein to expedite prosecution. Accordingly, these rejections are moot.

New Claims 13-25 have been added to this amendment. Early and favorable consideration is respectfully requested.

Claim 13, recites, *inter alia*, as follows:

“...wherein the analyzer is adapted to measure the parameter of the second power control commands included in said first downlink signal which was subjected to transmit power control in accordance with the first power control commands.”

It is respectfully submitted that independent Claims 18 and 21 include similar limitations as those of independent Claim 13.

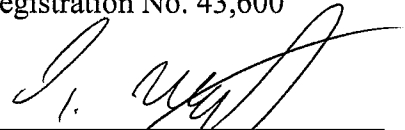
In view of the foregoing, it is respectfully submitted that all the claims pending in this patent application are in condition for allowance. Reconsideration and allowance of all the claims are respectfully solicited.

If, however, the Examiner believes that there are any unresolved issues requiring adverse final action in any of the claims now pending in the application, it is requested that the Examiner contact the Applicant's attorney, so that a mutually convenient date and time for a telephonic interview may be scheduled for resolving such issues as expeditiously as possible.

In the event there are any errors with respect to the fees for this response or any other papers related to this response, the Director is hereby given permission to charge any shortages and credit any overcharges of any fees required for this submission to Deposit Account No. 14-1270.

Respectfully submitted,

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